

1 MAYER BROWN LLP  
LEE H. RUBIN (SBN 141331)  
lrubin@mayerbrown.com  
2 EDWARD D. JOHNSON (SBN 189475)  
wjohanson@mayerbrown.com  
3 DONALD M. FALK (SBN 150256)  
dfalk@mayerbrown.com  
4 ANNE M. SELIN (SBN 270634)  
aselin@mayerbrown.com  
5 Two Palo Alto Square, Suite 300  
3000 El Camino Real  
6 Palo Alto, CA 94306-2112  
Telephone: (650) 331-2000  
7 Facsimile: (650) 331-2061

8 *Attorneys for Defendant*  
9 *Google Inc.*

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11 **UNITED STATES DISTRICT COURT**  
12 **NORTHERN DISTRICT OF CALIFORNIA**  
13 **SAN JOSE DIVISION**

14 IN RE: HIGH-TECH EMPLOYEE  
ANTITRUST LITIGATION

15 THIS DOCUMENT RELATES TO:  
16 ALL ACTIONS

**Master Docket No. 11-CV-2509-LHK**

**DECLARATION OF ANNE M. SELIN  
IN SUPPORT OF DEFENDANTS'  
JOINT RESPONSE TO PLAINTIFFS'  
ADMINISTRATIVE MOTION TO SEAL  
REGARDING FILINGS RELATED TO  
PLAINTIFFS' OPPOSITION TO  
DEFENDANTS' JOINT MOTIONS IN  
LIMINE**

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21 I, Anne M. Selin, declare as follows:

22 1. I am an attorney with the law firm of Mayer Brown LLP, counsel for Defendant  
23 Google, Inc. ("Google") in the above-captioned matter. I am admitted to practice law before this  
24 Court. I submit this declaration in support of Defendants' Joint Response to Plaintiffs'  
25 Administrative Motion to Seal Regarding Filings Related to Plaintiffs' Opposition to  
26 Defendants' Joint Motions *In Limine* that is being filed concurrently herewith. As an attorney  
27 involved in the defense of this action, unless otherwise stated, I have personal knowledge of the  
28

1 facts stated in this declaration and if called as a witness I could and would competently testify to  
2 them.

3 2. Google has identified and made specific and narrowly tailored redactions to  
4 discrete portions of Plaintiffs' Opposition to Defendants' Joint Motions *In Limine* ("Plaintiffs'  
5 Opposition to Motions *In Limine*"), as well as certain exhibits to the Declaration of Anne B.  
6 Shaver In Support of Plaintiffs' Opposition to Defendants' Joint Motions *In Limine* ("Shaver  
7 Declaration Exhibits"). These discrete portions are identified in detail in paragraph 4-11 below  
8 and contain confidential and highly sensitive details about Google's compensation and recruiting  
9 practices, as well as Google's contracts related to its business collaborations.

10 3. The basis for Google's proposed redactions, identified in paragraphs 4-11 below,  
11 can be found in the Declarations of Frank Wagner (Google's Director of Compensation) that  
12 were filed on October 9, 2012, November 12, 2012, and December 18, 2012 (ECF Nos. 201,  
13 221, and 261 respectively), the Declaration of Laszlo Bock (Google's Senior Vice President of  
14 People Operations) filed on January 25, 2013 (ECF No. 319-3), and the Declaration of Omid  
15 Kordestani (Google Advisor and former Senior Vice President) that was filed on February 21,  
16 2014 (ECF No. 666). In his declarations, Mr. Wagner describes the competitive harm that  
17 Google would suffer if certain highly confidential and highly sensitive details about  
18 Google's compensation, hiring, and recruiting practices that reflect Google's  
19 internal deliberations and business strategy related to how Google recruits and how Google sets  
20 and structures compensation (including salary, bonus and equity) for its employees were made  
21 public. Mr. Bock's declaration describes the competitive harm that Google would suffer if the  
22 manner in which Bill Campbell has been, and continues to be, compensated for his work as a  
23 senior advisor to Google were made public. Finally, Mr. Kordestani's Declaration describes the  
24 competitive harm that Google would suffer if certain highly confidential and highly sensitive  
25 details about Google's contracts related to its business collaborations were made public.

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1           8.       The following portion of **Shaver Declaration Exhibit 15** (the November 25,  
2 2013 Expert Report of Eric Talley) contains highly confidential data related to Google's sources  
3 of new hires:

4                   a)       footnote 75 (page 19).

5           9.       The following portions of **Shaver Declaration Exhibit 17** (the December 11,  
6 2013 Reply Expert Report of Matthew Marx) contain highly sensitive and highly confidential  
7 details of Google's business collaborations and its recruiting strategies:

8                   a)       Paragraph 31

9                   b)       Paragraphs 33-34.

10          10.       The following portions of **Shaver Declaration Exhibit 18** (the October 28, 2013  
11 Expert Report of Edward Leamer) contain highly contains highly confidential class summary  
12 data:

13                   a)       Page 5, Figure 2 (only columns 3, 4 and 5 pertaining to Google).

14          11.       The following portions of **Shaver Declaration Exhibit 19** (the December 11,  
15 2013 Expert Report of Edward Leamer) contain highly confidential information and details about  
16 Google's compensation for its employees:

17                   a)       Table 1 (columns 3, 4 and 5 pertaining to Google)

18                   b)       Figure 8 (both charts pertaining to Google salaries)

19                   c)       Figure 14, Page 44 (regarding average total compensation)

20                   d)       Paragraph 5 of Appendix A on page 77 (dollar figures only pertaining to  
21 salary ranges).

22          12.       Based on the declarations submitted by Frank Wagner (ECF Nos. 201, 221, 261),  
23 Laszlo Bock (ECF No. 319-3), Omid Kordestani (ECF No. 666), the information identified in  
24 Paragraphs 4-11 above is highly confidential and highly sensitive commercial information, from  
25 which Google derives economic benefit by maintaining its confidentiality. Google does not  
26 disclose this information to its competitors, customers or the general public. *Id.* Public  
27 disclosure of this information would likely result in competitive harm to Google by giving third  
28 parties, including its competitors, direct insight into confidential and sensitive aspects of

1 Google's internal decision-making processes and business strategy related to employee  
2 compensation and recruiting and into contracts related to Google's business collaborations. *Id.*

3 I declare under penalty of perjury under the laws of the United States that the foregoing is  
4 true and correct.

5 Executed on April 21, 2014 in Palo Alto, California. /s/ Anne M. Selin  
6 Anne M. Selin